LAWRENCE A. SMITH
ATTORNEY AT LAW
ELSEY BUILDING
1345 EAST SUNSHINE
SPRINGFIELD, MISSOURI 65804

PHONE (417) 887-0808

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SUPREME COURT, U.S.

May 30, 1981

Francis J. Lorson
Chief Deputy Clerk
Supreme Court of the US
Washington, D.C. 20543

Re: Missouri v. Randy Lee Sinclair
No. 80-1166

Dear Mr. Lorson:

This letter is to advise you of the reasons for the delay in getting the reply to the Writ of Certiorari to you; and to ask this Honorable Court for an extension of time to file the same.

On March 31, 1981, Mr. Smith closed his practice down; and returned to active duty for the United States Army in San Jose, California. Upon leaving the State of Missouri, Mr. Smith left over 300 open cases, which needed to be disposed of, in my care. Therefore, I have taken the necessary time to reply to your letters. I hope that you will accept my humble apologies!

Between trying to dispose of the open cases and trying to find another job, I am afraid that this particular case has been avoided, due to the tremendous amount of paper work to be completed. Unfortunately, my husband has also had surgery, which caused him to be home for a period of three weeks, in my care also. Again, between Mr. Smith's paper work and my personal life, this case has been avoided. I want the Court to realize that this is not due to Mr. Smith, as he did give me instructions on this case before he left for California.

By copy of this letter I am also extending my sincere apologies to Mr. Sinclair, as this result is no fault of his own. I am forwarding an affidavit to Mr. Sinclair to be signed by him and a notary public. You will find a copy of this affidavit enclosed.

Upon receipt of this affidavit, I will forward the original and 39 copies of the answer to this Honorable Court, as well as copies of our Motion to File In Forma Pauperis. I will also forward copies to Mr. Sinclair and the Attorney General for the State of Missouri.

Again, please accept my sincere apologies for the delay in this matter. Would you be so kind as to forward a reply on the extension of time as soon as possible? Your consideration on these matters will be greatly appreciated!

Yours most sincerely,

Maxine Sallee

Maxine Sallee,
Office Manager

bms

cc: Attorney General
Mr. Randy Sinclair

IN THE SUPREME COURT OF THE UNITED STATES

STATE OF MISSOURI,	)	
	)	
vs.	)	No. 80-1166
	)	
RANDY LEE SINCLAIR.	)	

STATE OF MISSOURI)
) ss.
COUNTY OF GREENE)

Respondent's, Randy Lee Sinclair, attorney of record, Lawrence A. Smith, respectfully requests that this Honorable Court grant him leave to file the Brief in Opposition to the Petition for Certiorari in Forma Pauperis for the following reasons:

1. That he received orders to return to active duty for the United States Army on the 11th day of April, 1981, and therefore, was forced to close his practice in the State of Missouri on the 31st day of March, 1981.

2. That because he had to close his practice on March 31, 1981, in order to report for active duty in California, he was forced to leave behind 300 open cases to be disposed of by his legal secretary, Maxine Sallee, who has a Power of Attorney to sign this affidavit.

3. That because his legal secretary had the remaining 300 open cases to dispose of, she had insufficient time in which to prepare the necessary paper work to complete this matter.

WHEREFORE, Lawrence A. Smith, prays for an Order from this Honorable Court granting him leave to file the Brief in Opposition to the Petition for Certiorari in Forma Pauperis, and for such other and further relief as the Court may deem to be just and proper.

Lawrence A. Smith by Maxine Sallee
Lawrence A. Smith by Maxine Sallee

SUBSCRIBED and SWORN to before me this 1st day of June, 1981.

Debra S Young
Notary Public

My Commission Expires:

4-21-85

IN THE SUPREME COURT OF THE UNITED STATES

STATE OF MISSOURI,	)	
	)	
VS.	)	No. 80-1166
	)	
RANDY LEE SINCLAIR.	)	

STATE OF MISSOURI)
) ss.
COUNTY OF _____)

Randy Lee Sinclair, of lawful age, and after first being duly sworn upon his oath, states to this Honorable Court, as follows:

1. That he is presently incarcerated in the Missouri State Penitentiary in Jefferson City, Missouri.

2. That he does not have sufficient funds with which to hire an attorney to represent him on the Writ of Certiorari.

3. Therefore, he does not have sufficient funds in which to file his Brief in Opposition to the Writ of Certiorari, and must file the same in Forma Pauperis.

_____
RANDY LEE SINCLAIR

SUBSCRIBED and SWORN to before me this _____ day of June, 1981.

_____
Notary Public

My Commission Expires:

_____